

November 3, 2009

Camilla Williams, Supervisor, Water Rights Processing
State Water Resources Control Board, Division of Water Rights
1001 I Street, 14th Floor
Sacramento, CA 95814

Re: Notices of Assignment

Dear Camilla:

Please find the attached four (4) notices of assignment for License 9966 (Application 77A) and three pre-1914 water storage rights designated by Statements of Water Diversion and Use Nos. S1002, S1003 and S1004. The Division of Water Rights files should be updated to show that the Calaveras County Water District conveyed these rights to the Northern California Power Agency on July 18, 1996.

Sincerely,

DOWNEY BRAND LLP


Joseph S. Schofield

cc: Larry Diamond, Acting General Manager, Calaveras County Water District
Dawn McIntosh, Counsel, Northern California Power Agency

CHANGE OF NAME/ADDRESS OR OWNERSHIP

Regulations require the owner of a water right to directly notify the State Water Resources Control Board (State Water Board) with information regarding either a change in the name and/or address of the current water right holder or a change in ownership of the water right (Cal. Code Regs., Title 23, §830-831). All correspondence pertaining to a water right, including the bill for fees, is mailed to the owner (or agent) of record at the most recent address supplied to the State Water Board. Until such time as the State Water Board is notified of a change in ownership, the owner of record is liable for all fees and related charges assessed to the billing account.

To inform the State Water Board of any updates to the name or address of the current water right holder, please complete Box 1 and return this form to the Division of Water Rights at the address above. To inform the State Water Board of a change in ownership of a water right, please complete Boxes 1 and 2. If there are joint owners of this water right, you must provide the names and addresses of all joint owners and designate one person to receive all correspondence from the State Water Board regarding the joint application (Water Code, § 1290; Cal. Code Regs., Title 23, § 691.) For multiple owners, please attach additional sheets as necessary.

Box 1: Current or New Owner: (complete for Change of Name/Address or Change of Ownership)

Provide the water right identification number for all that apply:

Application No. _____ Permit No. _____ License No. _____ Statement No. S1002

Small Domestic/Livestock Registration or Stockpond Certificate No. _____ Groundwater Recordation No. _____

Select One: Individual/Sole Proprietor _____ Husband/Wife Co-Ownership _____ Estate _____ Trust _____ Joint Venture _____
Partner/Co-Ownership _____ Limited Partnership _____ Limited Liability Partnership _____ Government Agency X
Corporation _____ Unincorporated Business _____ Limited Liability Company _____ Organization/Association _____

Owner Name: Northern California Power Agency (520421) ✓

Co-Owner: _____

Mailing Address: 477 Bret Harte Drive

City, State, Zip: Murphys, CA 95247

Phone Number: (209) 728-1387 E-Mail Address: _____

Assessors Parcel Number(s) (APN) associated with the water right: _____

Box 2: Former Owner: (complete only for Change of Ownership)

☒ I have assigned all my right, title, and interest in the above water right(s) to the party(s) named above.

Owner Name: Calaveras County Water District

Mailing Address: P.O. Box 846

San Andreas, CA 95249-9002

City, State, Zip: _____

Phone Number: (209) 754-3543 E-Mail Address: larryd@ccwd.org

Please sign and return this form to the Division of Water Rights at the address above. (Keep a copy for your records if desired)

Name: Larry Diamond, Acting General Manager
(Please Print Legibly)

Signature: [Signature] Date: 10/14/09

State of California, State Water Resources Control Board

Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://waterrights.ca.gov>

S001002

2005, 2006, 2007

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:

CALAVERAS COUNTY WATER DISTRICT

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2008

Primary Contact:

CALAVERAS COUNTY WATER DISTRICT
PO BOX 846
SAN ANDREAS, CA 95249

Agent:

Address:

Phone No. 209-754-3543

Phone No.

Fax No.

Fax No.

E-mail Address:

E-mail Address:

Source Name: SILVER CREEK

Tributary To:

County: Alpine

Diversion within: NE 1/4 of SW 1/4 Section 9, T 7 N, R 18 E, MDB&M

Year of First Use: 1857

Name of Diversion works:

**Assessor Parcel Number
of the Diversion site:**

A. **Water is Used Under:** Riparian claim ___ Pre-1914 claim ☒ Court Decree No.: ___ Other (explain): ___

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) ___

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:
Gallons per minute (gpm) ___ Gallons per day (gpd) ___ Cubic feet per second (cfs) ___

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2005													
2006													
2007													

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:
Gallons ___ Million Gallons (MG) ___ Acre-feet (AF) ___

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2005	X	X	X	X	X	X	X	X	X	X	X	X	X
2006	X	X	X	X	X	X	X	X	X	X	X	X	X
2007	X	X	X	X	X	X	X	X	X	X	X	X	X

E. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation ___ acres; Stockwatering ___; Domestic ___;
Other (specify) _____

Parcel Number(s) of Place of Use: _____

F. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.) _____

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ___ NO ___
Describe any water conservation efforts you have initiated: _____

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:
Year ___ (AF/MG) Year ___ (AF/MG) Year ___ (AF/MG)

Reduction in consumptive use:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO _____.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES _____ NO _____.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO _____.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)
I have data to support the above surface water use reductions due to the use of groundwater. YES _____ NO _____.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: JUN 17, 20 08 at SAN ANDREAS, California

SIGNATURE: _____

PRINTED NAME: EDWIN R. PATTISON
(first name) (middle initial) (last name)

COMPANY NAME: CALAVERAS COUNTY WATER DISTRICT

ITEM _____ If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.
CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.